

## Department of Agriculture

432.770

### **432.206 Solicitation provisions and contract clauses.**

The responsibility for administration of the liquidation provisions of a contract may not be transferred from the contracting officer.

### **432.207 Administration and payment of commercial financing payments.**

The responsibility for receiving, reviewing, and approval of contract financing requests may not be transferred from the contracting officer.

## **Subpart 432.3—Loan Guarantees for Defense Production**

### **432.301 Definitions.**

Within this subpart, the “agency” or “guaranteeing agency” is the “head of the contracting activity” (HCA) and may not be redelegated.

## **Subpart 432.4—Advance Payments for Non-Commercial Items**

### **432.402 General.**

The HCA is designated as the individual responsible for making the findings and determination, and for approval of the contract terms concerning advance payments.

### **432.406 Letters of credit.**

The HCA is designated as the individual responsible for coordination with the Department of Treasury concerning letters of credit.

### **432.407 Interest.**

(a) The HCA is designated as the individual who may authorize, on a case by case basis, advance payments without interest for the contract types described in FAR 32.407(d)(1), (2), (3), and (4). The signed determination and findings supporting these authorizations shall be included in the contract files.

(b) The SPE is designated as the individual who may authorize advance payments without interest other than those described in paragraph (a) of this section.

### **432.412 Contract clause.**

The decision to use Alternates I or III to clause 52.232-12 must be supported by a determination and finding.

## **Subpart 432.6—Contract Debts**

### **432.601 Definition.**

*Responsible official* means the contracting officer.

### **432.616 Compromise actions.**

Compromise of a debt within the proceedings under appeal to the Board of Contract Appeals is the responsibility of the contracting officer.

## **Subpart 432.7—Contract Funding**

### **432.703 Contract funding requirements.**

#### **432.703-3 Contracts crossing fiscal years.**

Funds appropriated to USDA may be used for one-year contracts which are to be performed in two fiscal years so long as the total amount for such contracts is obligated in the year for which the funds are appropriated (7 U.S.C. 2209c).

### **432.770 USDA specific funding limitations.**

(a) The USDA is authorized to subscribe for newspapers as may be necessary to carry out its authorized work: *Provided*, that such subscriptions shall not be made unless provision is made therefor in the applicable appropriation and the cost thereof is not in excess of limitations prescribed therein (7 U.S.C. 2258).

(b) The expenditure of any USDA appropriation for any consulting service through any contract, pursuant to section 3109 of Title 5 of the U.S. Code shall be limited to those contracts where such expenditures are a matter of public record and available for public inspection, except where otherwise provided under existing law, or under existing Executive Order issued pursuant to existing law (7 U.S.C. 2225a).